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Jul-09-2008 04:51 PM MERCK &amp; Co. 732-594-2250

Substitute for PTO/SB/31 (11-07) "Notice of Appeal From the Examiner to the Board Of Patent Appeals and Interferences"

PATENT CASE NO. 21406YP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: CHEN ET AL.

Serial No.: 10/561,571

Filed: December 21, 2005

Group Art Unit: 1624

Examiner: Venkataraman Balasubramanian

For: OPHTHALMIC COMPOSITIONS FOR TREATING OCULAR  
HYPERTENSIONNOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS  
AND INTERFERENCESCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450Applicant(s) hereby appeal(s) to the Board of Appeals from the decision dated June 18, 2008 of the  
Examiner rejecting claims 1,3-6,8,9 and 12-15

The item checked below is appropriate:

☐ Fee not required (Fee paid in prior appeal).☒ Charge the \$510 fee to Deposit Account No. 13-2755.

(Duplicate copy of this Notice is enclosed herewith)

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment  
to Deposit Account **13-2755**. Duplicate copies of this sheet are enclosed.

Respectfully submitted,

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IN DUPLICATE

DATE: July 9, 2008

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